

## MAUNE.RAICHLE.HARTLEY.FRENCH & MUDD, LLC

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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL R. MARCUS and VICTORIA L. MARCUS.

## Plaintiffs,

vs.

AIR & LIQUID SYSTEMS CORPORATION,  
*et al.*,

## Defendants.

| Case No.: 4:22-cv-09058-HSG

[Alameda County Superior Court Case No.:  
22CV021840]

**STIPULATION TO EXTEND  
JURISDICTION OVER  
CONDITIONALLY DISMISSED  
DEFENDANT ELECTROLUX HOME  
PRODUCTS, INC., AS SUCCESSOR IN  
INTEREST TO COPES-VULCAN;  
ORDER**

Courtroom: 02, 4<sup>th</sup> Floor  
District Judge: Hon. Haywood S. Gilliam Jr.

Filed in State Court: November 15, 2022  
Removed to NDCA: December 21, 2022  
Trial Date: September 9, 2024.

STIPULATION TO EXTEND JURISDICTION OVER CONDITIONALLY DISMISSED DEFENDANT  
ELECTROLUX HOME PRODUCTS, INC., AS SUCCESSOR IN INTEREST TO COPES-VULCAN [Case No.  
4:22-cv-09058-HSG]

1 **TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that Plaintiffs Michael R. Marcus and Victoria L. Marcus  
 3 (“Plaintiffs”) and ELECTROLUX HOME PRODUCTS, INC., AS SUCCESSOR IN  
 4 INTEREST TO COPES-VULCAN (“Defendant”) hereby stipulate as follows:

5 1. On November 15, 2022, Plaintiffs filed their Complaint for Personal Injury and Loss  
 6 of Consortium – Asbestos in the Superior Court of the State of California, County of Alameda  
 7 Case No. 22CV021840.

8 2. On December 21, 2022, the above action was removed to the United States District  
 9 Court, Northern District of California, Case No. 4:22-09058.

10 3. On August 29, 2024, Plaintiffs and Defendant reached an agreement of all claims in  
 11 this action.

12 4. On September 04, 2024, the Court granted a conditional dismissal with prejudice as to  
 13 ELECTROLUX HOME PRODUCTS, INC., AS SUCCESSOR IN INTEREST TO COPES-  
 14 VULCAN, with the Court retaining jurisdiction for 60 days.

15 5. While all terms of settlement are agreed upon, the terms of settlement are not yet  
 16 perfected. Plaintiffs and Defendant agree that this matter should not be litigated due to the  
 17 agreed-upon resolution.

18 6. Therefore, Plaintiffs and Defendant stipulate and request that this Court retain  
 19 jurisdiction over the matter as it pertains to Defendant ELECTROLUX HOME PRODUCTS,  
 20 INC., AS SUCCESSOR IN INTEREST TO COPES-VULCAN, for an additional forty-five (45)  
 21 days.

22 DATED: November 5, 2024

Maune Raichle Hartley French & Mudd LLC

23 By:



24 Rabiah N. Oral  
 25 Attorney for Plaintiffs

1 DATED: November 7, 2024

TUCKER ELLIS LLP

2 By: /s/ Nicole Gage

3 Nicole E. Gage

4 Attorneys for ELECTROLUX HOME  
PRODUCTS, INC., as successor in interest  
to COPES-VULCAN

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7 **LOCAL RULE 5-1(i)(3) SERVICE AND FILING OF PLEADINGS AND OTHER  
PAPERS**

8 In accordance with L.R5-1(i)(3), I, Rabiah N. Oral, attest that all signatories identified  
9 above, and on whose behalf the filing is submitted, concur in the filing's content and have  
10 authorized the filing.

11 DATED: November 5, 2024

12 By: 

13 Rabiah N. Oral, Esq.  
14 Attorney for Plaintiffs

## ORDER

Having read and considered the foregoing stipulation of parties, and good cause appearing:

PURSUANT TO STIPULATION, IT IS SO ORDERED that the terms of settlement between PLAINTIFFS and Defendant ELECTROLUX HOME PRODUCTS, INC., AS SUCCESSOR IN INTEREST TO COPES-VULCAN, are to be perfected within forty-five (45) days of this order. The Court retains jurisdiction over the matter as it pertains to Defendant ELECTROLUX HOME PRODUCTS, INC., AS SUCCESSOR IN INTEREST TO COPES-VULCAN, for forty-five (45) days from the date of this order.

IT IS SO ORDERED.

DATED: 11/12/2024

Haywood S. Gill Jr.  
Hon. Haywood S. Gilliam, Jr.  
UNITED STATES DISTRICT COURT JUDGE